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MIED (Rev. 03/11) Prisoner Civil Rights Complaint

Official Use Only

Case Number

Judge

Magistrate Judge

Case: 2:12-cv-12544

Judge: Duggan, Patrick J.

MJ: Hluchaniuk, Michael J.

Filed: 06-12-2012 At 03:24 PM

PR Reed v. Doe, et al (tam)

PRISONER CIVIL RIGHTS COMPLAINT

This form is for use by state prisoners filing under 42 U.S.C. § 1983 and federal prisoners filing pursuant to *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971).

Plaintiff's Information

Name

Dwayne Reed

Prisoner No.

8 487837

Place of Confinement

(MDOL) Michigan Department of Corrections

Street

4000 COOPER ST

City

Jackson

State

MI

Zip Code

49201

Are there additional plaintiffs?

☐ Yes☒ No

If yes, any additional plaintiffs to this action should be listed on a separate 8½" x 11" sheet of paper and securely attached to the back of this complaint. You must provide names, prisoner numbers and addresses for all plaintiffs.

Defendant's Information

Name

OFFICER John Doe et. al,

Position

DEARBORN HEIGHTS Police Officer

Street/P.O. Box

City

DEARBORN HEIGHTS MI

State

MI

Zip Code

Are you suing this defendant in his/her:

☐ Personal Capacity☐ Official Capacity☒ Both Capacities

Are you suing more than one defendant?

☒ Yes☐ No

If yes, any additional defendants to this action should be listed on a separate 8½" x 11" sheet of paper and securely attached to the back of this complaint. You must provide their names, positions, current addresses and the capacity (personal, official or both) in which you are suing them.

I. PREVIOUS LAWSUITS

Have you filed any other lawsuits in state or federal court relating to your imprisonment?

☐ Yes

☒ No

If "Yes," complete the following section. If "No," proceed to Part II.

Please list all prior civil actions or appeals that you have filed in federal court while you have been incarcerated.

Docket or Case Number:	
Name of Court:	
Parties (Caption or Name of Case):	N/A
Disposition:	

Docket or Case Number:	
Name of Court:	
Parties (Caption or Name of Case):	N/A
Disposition:	

Docket or Case Number:	
Name of Court:	
Parties (Caption or Name of Case):	N/A
Disposition:	

Any additional civil actions should be listed on a separate sheet of 8½" x11" paper and securely attached to the back of this complaint.

II. STATEMENT OF FACTS

State here, as briefly as possible, the facts of your case. Describe how each defendant is involved. Include the names of other people, dates and places involved in the incident. Do not give any legal arguments or cite any cases or statutes.

SEE ATTACHED

III. STATEMENT OF CLAIMS

State what rights under the Constitution, laws, or treaties of the United States have been violated, and be specific. Set forth each claim in a separate paragraph. If you intend to allege several related claims, number and set forth each claim on a separate 8½" x 11" sheet of paper and securely attach the papers to the back of this complaint.

SEE ATTACHED

IV. RELIEF

State briefly and exactly what you want the Court to do for you.

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[Handwritten signature]

I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct.

Executed (signed) on 6/3/2012 (date).

[Handwritten signature]
Signature of Plaintiff

I, Dwayne Reed, am lodging a formal complaint against the Dearborn Heights Police Department and Officer John Doe (the arresting officer), ~~for~~^{DR} and the County of Wayne for the following:

II. STATEMENT OF FACTS

- (1) On 1-16-2012, Lawrence Dixon and I was coming out of a gas station. Dearborn Heights Police was sitting on Michigan Ave. The Officer then stopped us and told us that he "was going to keep us NIGGERS out of Dearborn Heights".
- (2) Officer John Doe then put my hands behind my back and cuffed me.
- (3) Next, he threw me on the ground and picked me up. I then said, "I was going to get a lawyer" and he told me, "I was going to need one when he got done with me".
- (4) He continued to beat me to the point where I needed medical attention.
- (5) He then took me to the Dearborn Heights Police Department. I ask for Medical treatment and was repeatedly denied.
- (6) 3 day later (at or around 1-19-2012) I was transported to Wayne County Jail. Once there, I promptly asked for medical treatment as I was suffering from dizzy spells, hip injuries, and blurred vision, all due to the beating I ~~suffered~~ suffered at the hands of Officer John Doe. I received medical attention finally after about a weeks worth of complaining in the Wayne County Jail (I had a knot ~~on~~^{on} my head, one under my eye, my nose was busted, ect.).
- (7) I was given pain medication, and X-RAYS.
- (8) As I continued to suffer from the injuries with no true adequate medical attention, I then asked my attorney to help me get medical attention.

- (9.) My attorney then asked the Judge and in response, he stated that he would get me some ~~medical~~ ^{medical} attention. I never received that medical attention.
- (10.) ~~I then reported this~~ ^{I then reported this} incident to Channel 2 Fox News to no avail.
- (11.) I reported it to ~~Internal~~ ^{Internal} Affairs to no avail.
- (12.) I reported it to the NAACP to no avail.
- (13.) I reported it to RON SCOTT (Police Against Brutality) to no avail.
- I've gotten NO RESPONSE from anyone.

As A Result

- (14.) I was charged and convicted of Resisting Arrest (a charge that I didn't commit), and made to serve 1-2 years in prison.
- (15.) I have trouble sleeping at night
- (16.) I have dizzy spells ~~and trouble concentrating~~ ^{OR} (HARD to STAY FOCUSED)
- (17.) I have blurred vision (HARD to REMEMBER) ^{OR}
- (18.) Severe headaches
- (19.) I now walk with a limp because of pain in my hip

IV. RELIEF

- (20.) I would like to be released immediately
- (21.) I would like medical attention for vision, head injuries, hip problems, ~~psychological~~ ^{OR} psychological, ect...
- (22.) I ask that said officer be sanctioned for his actions, and the others as well for denying me medical attention.
- (23.) I want to be compensated for damages I now suffer as a result of the brutality/denial of medical treatment/false imprisonment/ect...
- (24.) I ask that I don't be retaliated against due to my claim.

CIVIL COVER SHEET FOR PRISONER CASES

Case No. 12-12544

Judge: Patrick J. Duggan

Magistrate Judge: Michael Hluchaniuk

Name of 1st Listed Plaintiff/Petitioner:

Dwayne Reed

Name of 1st Listed Defendant/Respondent:

John Doe, et al

Inmate Number: 487837

Plaintiff/Petitioner's Attorney and Address Information:

Correctional Facility:

Charles Egeler Reception and Guidance Center
 3855 Cooper Street
 Jackson, MI 49201-7547
 JACKSON COUNTY

Additional Information:

BASIS OF JURISDICTION

- ☐ 2 U.S. Government Defendant
☒ 3 Federal Question

ORIGIN

- ☒ 1 Original Proceeding
☐ 5 Transferred from Another District Court
☐ Other:

NATURE OF SUIT

- ☐ 530 Habeas Corpus
☐ 540 Mandamus
☐ 550 Civil Rights
☒ 555 Prison Conditions

FEE STATUS

- ☒ IFP *In Forma Pauperis*
☐ PD Paid

PURSUANT TO LOCAL RULE 83.11

1. Is this a case that has been previously dismissed?

- ☐ Yes ☐ No

➤ If yes, give the following information:

Court: _____

Case No: _____

Judge: _____

2. Other than stated above, are there any pending or previously discontinued or dismissed companion cases in this or any other court, including state court? (Companion cases are matters in which it appears substantially similar evidence will be offered or the same or related parties are present and the cases arise out of the same transaction or occurrence.)

- ☐ Yes ☐ No

➤ If yes, give the following information:

Court: _____

Case No: _____

Judge: _____